

AUG 22 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

GOERLITZER, et alExaminer: **PAVIGLIANITI, Anthony J.**Application No.: **10/789,019**Art Unit: **1626**Filed: **February 27, 2004**Title: **Diarylcycloalkyl derivatives, process
for their preparation and their use as
pharmaceuticals****TELEFAX CERTIFICATE**I hereby certify that this correspondence is being transmitted via
facsimile to the Commissioner for Patents, Alexandria, VA 22313, onAugust 22, 2005

Date of Transmission

Brian Pritchett
SignatureCommissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

This is in response to the Office Action mailed 4/20/05 regarding the above-identified application. It is respectfully requested that the following amendments and remarks be entered in this case.

Please amend the above-identified Application as follows:

IN THE SPECIFICATION:

Page 1: Between the Title and the first paragraph please insert the following:

CROSS REFERENCE TO RELATED APPLICATIONS

This application claims the benefit of U.S. Provisional Application No. 60/494,911 filed August 13, 2003 and priority to German Patent Application No. DE10308353.7 filed February 27, 2003.

The following claim set replaces all prior versions of the claims. Applicant's remarks follow on page 9.